

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
COLUMBIA DIVISION**

THE SOUTH CAROLINA STATE  
CONFERENCE OF THE NAACP, and  
TAIWAN SCOTT, on behalf of himself and  
all other similarly situated persons,

Plaintiffs,

v.

THOMAS C. ALEXANDER, in his official  
capacity as President of the Senate; LUKE  
A. RANKIN, in his official capacity as  
Chairman of the Senate Judiciary  
Committee; JAMES H. LUCAS, in his  
official capacity as Speaker of the House of  
Representatives; CHRIS MURPHY, in his  
official capacity as Chairman of the House  
of Representatives Judiciary Committee;  
WALLACE H. JORDAN, in his official  
capacity as Chairman of the House of  
Representatives Elections Law  
Subcommittee; HOWARD KNAPP, in his  
official capacity as interim Executive  
Director of the South Carolina State Election  
Commission; JOHN WELLS, Chair,  
JOANNE DAY, CLIFFORD J. EDLER,  
LINDA MCCALL, and SCOTT  
MOSELEY, in their official capacities as  
members of the South Carolina Election  
Commission,

Defendants.

Case No. 3-21-cv-03302-MBS-TJH-RMG

**THREE-JUDGE PANEL**

**JOINT MOTION FOR ENTRY OF  
ATTORNEYS' EYES ONLY  
ORDER**

Plaintiffs, the South Carolina State Conference of the NAACP (“SC NAACP”) and Taiwan Scott, joined by House Defendants, James H. Lucas, Chris Murphy, Wallace H. Jordan; Senate Defendants, Thomas Alexander and Luke A. Rankin; and Election Commission Defendants, Howard Knapp, John Wells, JoAnne Day, Clifford J. Edler, Linda McCall, and Scott Moseley, by and through their respective counsel, jointly move this Court for entry of an Attorneys’ Eyes Only Order (“AEO Order”).

1. On April 13, 2022, this Court directed Plaintiff SC NAACP to produce documents “related to establishing organizational standing of Plaintiff [SC NAACP]” and to “enter into a confidentiality agreement providing for ‘attorneys’ eyes only’ regarding this information.” ECF No. 221 at 2.

2. To comply with the Court’s April 13, 2022 Order and to protect materials entitled to be confidential, the parties request that this Court enter the attached proposed AEO Order. The parties request that the AEO Order be entered as a supplement to the February 3, 2022 Consent Confidentiality Order (ECF No. 123); that the AEO Order not supersede or affect the February 3, 2022 Consent Confidentiality Order in any way; and that the AEO Order not apply to any documents that have been or may be designated as “CONFIDENTIAL” under the February 3, 2022 Consent Confidentiality Order.

For the reasons state above, we request that the Panel grant this motion.

Dated: June 13, 2022

Respectfully Submitted,

Leah C. Aden\*\*  
 Stuart Naifeh\*\*  
 Raymond Audain\*\*  
 John S. Cusick\*\*  
 NAACP LEGAL DEFENSE &  
 EDUCATIONAL FUND, INC.  
 40 Rector St, 5th Fl.  
 NY, NY 10006  
 Tel.: (212) 965-7715  
 laden@naacpldf.org

Christopher J. Bryant, Fed. ID 12538  
 BOROUGHES BRYANT, LLC  
 1122 Lady St., Ste. 208  
 Columbia, SC 29201  
 Tel.: (843) 779-5444  
 chris@boroughsbryant.com

/s/ Santino Coleman  
 Santino Coleman,\*\*\* Fed. ID. 11914  
 Antonio L. Ingram II\*\*  
 NAACP LEGAL DEFENSE &  
 EDUCATIONAL FUND, INC.  
 700 14th St, Ste. 600  
 Washington, D.C. 20005  
 Tel.: (202) 682-1300  
 scoleman@naacpldf.org

Somil B. Trivedi\*\*  
 Patricia Yan\*\*  
 AMERICAN CIVIL LIBERTIES UNION  
 FOUNDATION  
 915 15th St., NW  
 Washington, DC 20005  
 Tel.: (202) 457-0800  
 strivedi@aclu.org

Adriel I. Cepeda Derieux\*\*  
 Samantha Osaki\*\*  
 AMERICAN CIVIL LIBERTIES UNION  
 FOUNDATION  
 125 Broad Street, 18th Floor  
 New York, NY 10004  
 Tel.: (212) 549-2500  
 acepedaderieux@aclu.org

Allen Chaney, Fed. ID 13181  
 AMERICAN CIVIL LIBERTIES UNION  
 OF SOUTH CAROLINA  
 Charleston, SC 29413-0998  
 Tel.: (843) 282-7953  
 Fax: (843) 720-1428  
 achaney@aclusc.org

John A. Freedman\*\*  
 Elisabeth S. Theodore\*  
 Gina M. Colarusso\*\*  
 John M. Hindley\*\*  
 ARNOLD & PORTER KAYE SCHOLER  
 LLP  
 601 Massachusetts Ave., N.W.  
 Washington, D.C. 20001  
 Tel: (202) 942-5000  
 john.freedman@arnoldporter.com

Jeffrey A. Fuisz\*\*  
 Paula Ramer\*\*  
 ARNOLD & PORTER KAYE SCHOLER  
 LLP  
 250 West 55th Street  
 New York, NY 10019  
 Tel: (212) 836-8000  
 jeffrey.fuisz@arnoldporter.com

Sarah Gryll\*\*  
 ARNOLD & PORTER KAYE SCHOLER  
 LLP  
 70 West Madison Street, Suite 4200  
 Chicago, IL 60602-4231  
 Tel: (312) 583-2300  
 sarah.gryll@arnoldporter.com

\* Motion for admission Pro Hac Vice  
 forthcoming  
 \*\* Admitted Pro Hac Vice

Counsel for Plaintiffs the South Carolina  
 Conference of the NAACP and Taiwan Scott

\*\*\* *Mailing address only (working remotely  
from South Carolina)*

Janette M. Louard\*  
Anthony P. Ashton\*  
Anna Kathryn Barnes\*  
NAACP OFFICE OF THE GENERAL  
COUNSEL  
4805 Mount Hope Drive  
Baltimore, MD 21215  
Tel: (410) 580-5777  
jlouard@naacpnet.org

\* Motion for admission *Pro Hac Vice*  
forthcoming

\*\* Admitted *Pro Hac Vice*

*Counsel for Plaintiff the South Carolina  
Conference of the NAACP*

s/Jane Trinkley

M. Elizabeth Crum (Fed. Bar #372)  
Jane W. Trinkley (Fed. Bar #4143)  
Michael R. Burchstead (Fed. Bar #102967)  
BURR & FORMAN LLP  
Post Office Box 11390  
Columbia, SC 29211  
Telephone: (803) 799-9800  
Facsimile: (803) 753-3278

Thomas W. Nicholson (Fed. Bar #12086)  
tnicholson@elections.sc.gov  
South Carolina State Election Commission  
1122 Lady St., 5th Floor,  
Columbia, SC. 29250  
Telephone: (803) 734-9060  
Facsimile: (803) 734-9366

*Attorneys for Election Commission Defendants*

s/ Mark C. Moore

William W. Wilkins (Fed. ID No. 4662)  
Andrew A. Mathias (Fed. ID No. 10166)  
Konstantine P. Diamaduros (Fed. ID No. 12368)  
NEXSEN PRUET, LLC  
104 S. Main Street, Suite 900  
Greenville, SC 29601  
Telephone: 864.370.2211  
BWilkins@nexsenpruet.com  
AMathias@nexsenpruet.com  
KDiamaduros@nexsenpruet.com

Mark C. Moore (Fed. ID No. 4956)  
Jennifer J. Hollingsworth (Fed. ID No. 11704)  
Erica H. Wells (Fed. ID No. 13206)  
Hamilton B. Barber (Fed. ID No. 13306)  
Michael A. Parente (Fed. ID No. 13358)  
NEXSEN PRUET, LLC  
1230 Main Street, Suite 700  
Columbia, SC 29201  
Telephone: 803.771.8900  
MMoore@nexsenpruet.com  
JHollingsworth@nexsenpruet.com  
EWells@nexsenpruet.com  
HBarber@nexsenpruet.com  
MParente@nexsenpruet.com

Rhett D. Ricard (Fed. ID No. 13549)  
NEXSEN PRUET, LLC  
205 King Street, Suite 400  
Charleston, SC 29401  
Telephone: 843.720.1707  
RRicard@nexsenpruet.com

*Attorneys for House Defendants*

/s/Robert E. Tyson Jr.

Robert E. Tyson, Jr. (7815)  
Vordman Carlisle Traywick, III (12483)  
La’Jessica Stringfellow (13006)  
ROBINSON GRAY STEPP & LAFFITTE, LLC  
1310 Gadsden Street  
Post Office Box 11449 (29211)  
Columbia, South Carolina 29201  
(803) 929-1400  
rtyson@robinsongray.com  
ltraywick@robinsongray.com  
lstringfellow@robinsongray.com

John M. Gore\*\*  
Stephen J. Kenny\*\*  
JONES DAY  
51 Louisiana Avenue, N.W.  
Washington, D.C. 20001  
Phone: (202) 879-3939  
Fax: (202) 626-1700  
jmgore@jonesday.com  
skenny@jonesday.com

*Counsel for Senate Defendants*  
\*\* Admitted *Pro Hac Vice*